



DOA:.....Jablonsky, BB0173 - Vital records fee changes

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Don't Gen

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

INSERT
A-1

Currently, the state registrar or a local registrar must charge \$12 for issuing either a certified copy or an uncertified copy of a birth certificate and \$3 for issuing, at the same time, any additional certified or uncertified copy of the same birth certificate. Of the \$12 charged, \$7 must be forwarded to the secretary of administration for deposit in program revenue appropriations for the Child Abuse and Neglect Prevention Board (CANPB), to be used for CANPB expenses, for certain statewide projects, for the Family Resource Center Grant Program, and for technical assistance to organizations. This bill increases the fee for issuance of a certified or uncertified copy of a birth certificate from \$12 to \$20, and increases, from \$7 to ~~10~~ ¹⁹, the amount that must be forwarded to the secretary of administration for deposit in program revenue appropriation accounts of CANPB. The bill also increases the fee for issuance of an additional certified or uncertified birth certificate copy from \$3 to \$4.

Currently, the state registrar or a local registrar must charge \$10 for issuing one certified copy of a birth certificate for a birth resulting in stillbirth and \$3 for any additional certified copy of the same birth certificate; this bill changes these fees to \$20 and \$5, respectively.

The

\$19

the

Currently, the state registrar or a local registrar must charge, in addition to other applicable fees, \$10 for expedited service in issuing a vital record ~~certificate of birth, death, divorce or annulment, or marriage~~; ^{Fifty} this bill changes this fee to ~~\$10~~ ^{\$20}

Currently, the state registrar ~~or a local registrar~~ must charge \$10 for making selected amendments to birth records without a court order, making court-ordered corrections to birth certificates, making any change in a birth certificate such as acknowledgment of paternity, and for making court-ordered name changes. The state registrar ~~or a local registrar~~ must charge \$20 for registering certain new or corrected vital records and \$25 for late registration of birth certificates. ^{the} This bill changes these required fee amounts to the following:

1. Twenty dollars for amending birth records for voluntary acknowledgment of paternity and for a legal name change within 365 days after birth.
2. ~~Thirty~~ dollars for selected amendments to birth records without a court order; court-ordered amendments to certain vital records; court-ordered adjudications of paternity or determinations of paternity after death; delayed acknowledgments of paternity; legal name changes; and impounding a vital record or creating and registering a new vital record under certain circumstances.
3. Fifty dollars for the delayed filing of certain birth, marriage, or death certificates.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 69.12 (1) of the statutes is amended to read:

69.12 (1) If the state registrar cannot make an amendment to a vital record under s. 69.11 and a person with a direct and tangible interest in the vital record alleges that information on the vital record does not represent the actual facts in effect at the time the record was filed, the person may petition the circuit court of the county in which the event which is the subject of the vital record is alleged to have occurred. The petition shall be accompanied by a certified copy of the original vital record. If the court finds that the petitioner has established the actual facts of the event in effect when the record was filed, the clerk of court shall report the court's determination to the state registrar on a form prescribed by the state registrar, along with the fee required under s. 69.22 (5) (a) ² (b). Upon receipt of the report, the state

1 registrar shall, if information as to the cause of death on an original certificate of
2 death is changed or if information on a marriage certificate concerning the identity
3 of a parent of a party to a marriage is changed, act under sub. (4), or shall change the
4 record under s. 69.11 (5) and send a notice of the change to the local registrar who
5 shall make the change in the record filed in his or her office. This subsection does
6 not apply to a name change prohibited under s. 301.47.

7 **SECTION 2.** 69.13 (2) (d) of the statutes is amended to read:

8 69.13 (2) (d) The fee specified under s. 69.22 (5) ~~(b) 1~~ (bg).

9 **SECTION 3.** 69.15 (3) (b) 1. of the statutes is amended to read:

10 69.15 (3) (b) 1. Except as provided under par. (c), if the state registrar receives
11 a statement acknowledging paternity on a form prescribed by the state registrar and
12 signed by both of the birth parents of a child determined to be a marital child under
13 s. 767.803, a certified copy of the parents' marriage certificate, and the fee required
14 under s. 69.22 (5) (b) ~~1~~, the state registrar shall insert the name of the husband from
15 the marriage certificate as the father if the name of the father was omitted on the
16 original birth certificate. The state registrar shall include on the form for the
17 acknowledgment the items in s. 767.813 (5g).

18 **SECTION 4.** 69.22 (1) (c) of the statutes is amended to read:

19 69.22 (1) (c) ~~Twelve~~ Twenty dollars for issuing an uncertified copy of a birth
20 certificate or a certified copy of a birth certificate, \$7 ~~\$10~~ of which shall be forwarded
21 to the secretary of administration as provided in sub. (1m) and credited to the
22 appropriations under s. 20.433 (1) (g) and (h); and ~~\$3~~ \$4 for issuing any additional
23 certified or uncertified copy of the same birth certificate issued at the same time.

24 **SECTION 5.** 69.22 (1) (cm) of the statutes is amended to read:

\$19

INSERT 3-17

1 69.22 (1) (cm) ~~Ten~~ Twenty dollars for issuing one certified copy of a certificate
2 of birth resulting in stillbirth and ~~\$3~~ \$5 for any additional certified copy of the same
3 certificate issued at the same time.

4 SECTION 6. 69.22 (1) (d) of the statutes is amended to read:

5 69.22 (1) (d) In addition to other fees under this subchapter, \$10 ~~\$15~~ for
6 expedited service in issuing a vital record.

\$20

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Forty

7 SECTION 7. 69.22 (5) (a) of the statutes is repealed and recreated to read:

8 69.22 (5) (a) Forty dollars for making changes under s. 69.15 (3) (b) 3. or (4m).

9 SECTION 8. 69.22 (5) (b) of the statutes is repealed and recreated to read:

10 69.22 (5) (b) ~~Thirty~~ Forty dollars for making a change under s. 69.11 (4), 69.12 (1),
11 (3), or (5), or 69.15 (3) (a) 3., (b) 1. or 2., or (4) (a).

12 SECTION 9. 69.22 (5) (bg) of the statutes is created to read:

13 69.22 (5) (bg) ~~Thirty~~ Forty dollars for impounding a vital record or creating or
14 registering a new vital record under s. 69.12 (4), 69.13, 69.14 (1) (h), or 69.15 (2), (3)
15 (a) 1. or 2., (3m), or (4) (b).

16 SECTION 10. 69.22 (5) (bj) of the statutes is created to read:

17 69.22 (5) (bj) ~~Fifty~~ Forty dollars for the delayed filing of a vital record under s. 69.14
18 (2) (b) 5. or 6., 69.16 (2), or 69.19.

(a), (b)

19 SECTION 9421. Effective dates; Health and Family Services.

20 (1) VITAL RECORDS FEE INCREASES. The treatment of sections 69.22 (1)(c), (cm),
21 and (d) and (5) (a), (b), (bg), and (bj) of the statutes takes effect on the first day of the
22 3rd month beginning after the effective date of this subsection.

23 (END)

(2), (3m),

20.435(1)(gm) and (3)(Ky), 69.12(1),
69.13(2)(d), 69.15(3)(b)1.,

INSERT A-1

☞ Currently, except for issuance of certain birth certificates, the state registrar or a local registrar must charge \$7 for issuing a certified or uncertified copy of a certificate of birth, death, divorce or annulment, or marriage (vital record) or for verifying information about the event without issuing a copy, and \$3 for issuing any additional copy of the same vital record at the same time. This bill increases to \$20 the fee for issuance of a certified or uncertified copy of certain vital records, increases to \$20 the fee for issuing an additional copy at the same time, and increases to \$10 the fee for verifying information about the event without issuing a copy.

INSERT A-2

X ☞ Currently, the state registrar or a local registrar may charge \$7 to search vital records if the registrar finds no record and an additional \$7 if the requester provides no or little information. The bill increases to \$10 the fee to search vital records and the fee if the requester provides no or little information.

X The bill requires local registrars to forward to the secretary of administration, for credit to a program revenue appropriation account within DHFS, 66 per cent of all revenue generated by fees for issuance of copies of vital records, other than divorce records and certain birth certificates. The bill also requires DHFS to transfer \$1,000,000 in each fiscal year from this program revenue appropriation account to an appropriation account for local assistance.

INSERT 2-1

1 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:

2 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
3 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),
4 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to
5 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase
6 and distribution of medical supplies and to analyze and provide data under s. 250.04.
7 All moneys received under ss. 69.22 (3m), 146.50 (5) (f) and (8) (d), 250.04 (3m),
8 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and
9 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69,
10 other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited
11 to this appropriation account. The department shall, in each fiscal year, transfer

1 from this appropriation account to the appropriation account under sub. (3) (ky)

2 \$1,000,000.

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

3 **SECTION 2. 20.435 (3) (ky)** of the statutes is amended to read:

4 **20.435 (3) (ky)** *Interagency and intra-agency aids.* Except as provided in par.

5 (kw), all moneys received from other state agencies and all moneys received by the

6 department from the department for local assistance, including all moneys

7 transferred from sub. (1) (gm) and credited to this appropriation account, for such

8 purposes local assistance.

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

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9 **SECTION 3. 69.22 (1) (a)** of the statutes is amended to read:

10 **69.22 (1) (a)** Except as provided under par. (c), \$7 \$20 for issuing one certified

11 copy of a vital record and \$3 \$20 for any additional certified copy of the same vital

12 record issued at the same time.

History: 1985 a. 315; 1985 a. 332 s. 253; 1987 a. 27; 1991 a. 39; 1993 a. 16, 27; 1995 a. 27; 1997 a. 191, 210; 2001 a. 16, 106; 2003 a. 33, 300.

14 **SECTION 4. 69.22 (1) (b)** of the statutes is amended to read:

15 **69.22 (1) (b)** Except as provided under par. (c), \$20 for issuing an uncertified

16 copy of a vital record issued under s. 69.21 (2) (a) or (b) and \$20 for any additional

17 copy of the same vital record issued at the same time, or \$10 for verifying information

1 about the event submitted by a requester without issuance of a copy, ~~\$7, and \$3~~ for
2 ~~any additional copy of the same vital record issued at the same time.~~

History: 1985 a. 315; 1985 a. 332 s. 253; 1987 a. 27; 1991 a. 39; 1993 a. 16, 27; 1995 a. 27; 1997 a. 191, 210; 2001 a. 16, 106; 2003 a. 33, 300.

INSERT 4-6

3 **SECTION 5.** 69.22 (2) of the statutes is amended to read:

4 69.22 (2) The state registrar and any local registrar may charge \$7 \$10 for a
5 search of vital records if the registrar finds no record. In addition to the \$7 \$10, a
6 registrar may charge a fee to cover the costs of a search of vital records if the
7 requester provides no identifying information or identifying information which is
8 imprecise or inadequate.

History: 1985 a. 315; 1985 a. 332 s. 253; 1987 a. 27; 1991 a. 39; 1993 a. 16, 27; 1995 a. 27; 1997 a. 191, 210; 2001 a. 16, 106; 2003 a. 33, 300.

9 **SECTION 6.** 69.22 (3m) of the statutes is created to read:

10 69.22 (3m) Except as provided in subs. (1) (c) and (d), (2), (3), and (4), a local
11 registrar that collects a fee under this section for a vital record, other than a vital
12 record relating to divorce or annulment, shall forward 66 per cent of the fee collected
13 to the secretary of administration, to be credited to the appropriation account under
14 s. 20.435 (1) (gm).

Kennedy, Debora

From: Kennedy, Debora
Sent: Friday, January 26, 2007 3:41 PM
To: Rhodes, Dennis - DOA
Subject: RE: VR funded grants under 3(ky)

Please tell me more about the three grant purposes:

1. Are the domestic abuse services at shelter facilities grants to be administered under s. 46.95 or some other program? *(Yes)*
2. Is there a current program for the expenditures specified in #2 of your instructions? Am I to create one? If so, I need more details. *PR-8 20.435(3)*
3. Ditto for the expenditures specified in #3 of your instructions.

From: Rhodes, Dennis - DOA
Sent: Friday, January 26, 2007 3:30 PM
To: Kennedy, Debora
Subject: RE: VR funded grants under 3(ky)

Sorry,

LRB-1508/1

From: Kennedy, Debora [mailto:Debora.Kennedy@legis.wisconsin.gov]
Sent: Friday, January 26, 2007 3:29 PM
To: Rhodes, Dennis - DOA
Subject: RE: VR funded grants under 3(ky)

What LRB number are you referring to for these changes?

From: Rhodes, Dennis - DOA
Sent: Friday, January 26, 2007 2:55 PM
To: Kennedy, Debora
Cc: Jablonsky, Sue - DOA; Johnston, James - DOA
Subject: VR funded grants under 3(ky)

Debora,

These amounts may change, but we are going to need to direct excess VR revenue. In the VR draft analysis for Sue you have \$1 million going to 3(ky).

We need to specify that \$1,625,000 goes to 3(ky) so the department can make grants for the following purposes:

1. \$1,000,000 annually for domestic abuse services at shelter facilities.
2. \$500,000 annually for comprehensive early childhood initiatives in Dane County that provide home visiting, employment preparation and support, and integrate community residents into service development and service delivery.
3. \$125,000 annually in Milwaukee County for organizations that provide gender-responsive AODA treatment, case management, child and family services and educational services to drug dependent women with children.

01/28/2007

Thanks,

Dennis Rhodes
6-2288

Kennedy, Debora

From: Rhodes, Dennis - DOA
Sent: Friday, January 26, 2007 3:30 PM
To: Kennedy, Debora
Subject: RE: VR funded grants under 3(ky)

Sorry,

LRB-1508/1

From: Kennedy, Debora [mailto:Debora.Kennedy@legis.wisconsin.gov]
Sent: Friday, January 26, 2007 3:29 PM
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Subject: RE: VR funded grants under 3(ky)

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Cc: Jablonsky, Sue - DOA; Johnston, James - DOA
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These amounts may change, but we are going to need to direct excess VR revenue. In the VR draft analysis for Sue you have \$1 million going to 3(ky).

We need to specify that \$1,625,000 goes to 3(ky) so the department can make grants for the following purposes:

- 1. \$1,000,000 annually for domestic abuse services at shelter facilities. *under 46.95?*
- Kz* 2. \$500,000 annually for comprehensive early childhood initiatives in Dane County that provide home visiting, employment preparation and support, and integrate community residents into service development and service delivery.
- Ky* 3. \$125,000 annually in Milwaukee County for organizations that provide gender-responsive AODA treatment, case management, child and family services and educational services to drug dependent women with children.

Thanks,

46.513

Dennis Rhodes
6-2288

1/28/07: From Jim Johnston + Dennis Rhodes:

- # 1. Goes to 46.95(3)(Ky) From 20.435*
- # 2. From 20.435(3)(Kz), goes to new 46.513(3)*
- # 3. From 20.435(3)(Ky), goes to new 46.513(2)*

+ through 46.95(2)(4) to (1)(d)

Kennedy, Debora

From: Jablonsky, Sue - DOA
Sent: Sunday, January 28, 2007 12:42 PM
To: Kennedy, Debora
Subject: FW: VR stat language

-----Original Message-----

From: Hadidian, Ellen [mailto:HADIDEC@dhfs.state.wi.us]
Sent: Friday, January 26, 2007 4:49 PM
To: Jablonsky, Sue - DOA
Cc: Kiesow, John A - DHFS; Langlois, Linda L - DHFS; Peterson, Peggy L - DHFS; Moore, Donna J - DHFS
Subject: VR stat language

Our comments:

✓ Did you intend that additional copies of birth fees should be \$4 and additional copies of other records should be \$20? If so, this is mostly correct. However, the fee for additional copies of stillbirth certs (s.69.22 (1)(cm)) is still shown as \$5. It should be consistent with other additional copies, which is \$4, according to this draft.

p. 5, line 5&6: please restore the language crossed out. People do ask for additional copies of verifications. The \$7 has been replaced by \$10 and can stay crossed out, but the copy fee should be restored and changed from \$3 to whatever you have decided the copy fee should be. *? - unknown at present*

Section 12: as it reads, the state would get 66% of any fee the county collects except birth cert fees. I believe your intent is to give the state 66% of any fee increase, so probably should say something like "66% of [specific dollar amount]" - eg., if you increase fee to \$20 from \$7, it would be 66% of \$13.

We'll be glad to look at the language once more when corrections are made - thanks Sue.

→ For birth cert (69.22(1)(c)), locals will forward to State 66% of remainder after CANBY amt. is subtracted, i.e., 66% of \$10

✓ 1/28/07: From Sue Jablonsky: Change amt going to CANBY to \$10, rather than \$19

Kennedy, Debora

From: Johnston, James - DOA
Sent: Sunday, January 28, 2007 2:38 PM
To: Kennedy, Debora
Subject: RE: VR funded grants under 3(ky)

For comprehensive early childhood initiatives in Dane County providing home visiting and employment preparation and support for low-income families.

From: Kennedy, Debora [mailto:Debora.Kennedy@legis.wisconsin.gov]
Sent: Sunday, January 28, 2007 2:32 PM
To: Johnston, James - DOA
Subject: FW: VR funded grants under 3(ky)

From: Rhodes, Dennis - DOA
Sent: Sunday, January 28, 2007 1:00 PM
To: Kennedy, Debora
Subject: RE: VR funded grants under 3(ky)

Debora,

Jim and I would like to give you a call on this. Are you in?

Thanks

Dennis

From: Kennedy, Debora [mailto:Debora.Kennedy@legis.wisconsin.gov]
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Please tell me more about the three grant purposes:

1. Are the domestic abuse services at shelter facilities grants to be administered under s. 46.95 or some other program?
2. Is there a current program for the expenditures specified in #2 of your instructions? Am I to create one? If so, I need more details.
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01/28/2007

LRB-1508/1

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Thanks,

Dennis Rhodes
6-2288

01/28/2007



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1508/2

DAK:kjf

twj

DOA:.....Jablonsky, BB0173 - Vital records fee changes

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

DO NOT GEN

1 AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

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\$10 ✓

\$4 ✓

fee increases

program revenue appropriation accounts of CANPB. The bill also increases the fee for issuance of an additional certified or uncertified birth certificate copy from \$3 to \$4.

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Currently, the state registrar or a local registrar may charge \$7 to search vital records if the registrar finds no record and an additional \$7 if the requester provides no or little information. The bill increases to \$10 the fee to search vital records and the fee if the requester provides no or little information.

From these moneys ↑

The bill requires local registrars to forward to the secretary of administration, for credit to a program revenue appropriation account within DHFS, 66 percent of all revenue generated by fees for issuance of copies of vital records, other than divorce records and certain birth certificates. The bill also requires DHFS to transfer \$1,000,000 in each fiscal year from this program revenue appropriation account to an appropriation account for local assistance.

\$1,125,000

INSERT A ✓

Currently, the state registrar must charge \$10 for making selected amendments to birth records without a court order, making court-ordered corrections to birth certificates, making any change in a birth certificate such as acknowledgment of paternity, and for making court-ordered name changes. The state registrar must charge \$20 for registering certain new or corrected vital records and \$25 for late registration of birth certificates. The bill changes these required fee amounts to the following:

1. Twenty dollars for amending birth records for voluntary acknowledgment of paternity and for a legal name change within 365 days after birth.
2. Forty dollars for selected amendments to birth records without a court order; court-ordered amendments to certain vital records; court-ordered adjudications of paternity or determinations of paternity after death; delayed acknowledgments of paternity; legal name changes; and impounding a vital record or creating and registering a new vital record under certain circumstances.
3. Fifty dollars for the delayed filing of certain birth, marriage, or death certificates.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1

SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:

1 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
 2 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),
 3 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to
 4 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase
 5 and distribution of medical supplies and to analyze and provide data under s. 250.04.
 6 All moneys received under ss. 69.22 (3m), 146.50 (5) (f) and (8) (d), 250.04 (3m),
 7 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and
 8 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69,
 9 other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited
 10 to this appropriation account. The department shall, in each fiscal year, transfer
 11 from this appropriation account to the appropriation account under sub. (3) (ky)

12 ↓ \$1,000,000

INSERT 3-12 A

\$1,125,000

INSERT 3-12B

13 SECTION 2. 20.435 (3) (ky) of the statutes is amended to read:

14 20.435 (3) (ky) *Interagency and intra-agency aids.* Except as provided in par.
 15 (kw), all moneys received from other state agencies and all moneys received by the
 16 department from the department for local assistance, including all moneys
 17 transferred from sub. (1) (gm) and credited to this appropriation account, for such
 18 purposes local assistance.

INSERT 3-18

19 SECTION 3. 69.12 (1) of the statutes is amended to read:

20 69.12 (1) If the state registrar cannot make an amendment to a vital record
 21 under s. 69.11 and a person with a direct and tangible interest in the vital record
 22 alleges that information on the vital record does not represent the actual facts in
 23 effect at the time the record was filed, the person may petition the circuit court of the
 24 county in which the event which is the subject of the vital record is alleged to have
 25 occurred. The petition shall be accompanied by a certified copy of the original vital

1 record. If the court finds that the petitioner has established the actual facts of the
2 event in effect when the record was filed, the clerk of court shall report the court's
3 determination to the state registrar on a form prescribed by the state registrar, along
4 with the fee required under s. 69.22 (5) ~~(a)-2~~ (b). Upon receipt of the report, the state
5 registrar shall, if information as to the cause of death on an original certificate of
6 death is changed or if information on a marriage certificate concerning the identity
7 of a parent of a party to a marriage is changed, act under sub. (4), or shall change the
8 record under s. 69.11 (5) and send a notice of the change to the local registrar who
9 shall make the change in the record filed in his or her office. This subsection does
10 not apply to a name change prohibited under s. 301.47.

11 **SECTION 4.** 69.13 (2) (d) of the statutes is amended to read:

12 69.13 (2) (d) The fee specified under s. 69.22 (5) ~~(b)-1~~ (bg).

13 **SECTION 5.** 69.15 (3) (b) 1. of the statutes is amended to read:

14 69.15 (3) (b) 1. Except as provided under par. (c), if the state registrar receives
15 a statement acknowledging paternity on a form prescribed by the state registrar and
16 signed by both of the birth parents of a child determined to be a marital child under
17 s. 767.803, a certified copy of the parents' marriage certificate, and the fee required
18 under s. 69.22 (5) (b) ~~1~~, the state registrar shall insert the name of the husband from
19 the marriage certificate as the father if the name of the father was omitted on the
20 original birth certificate. The state registrar shall include on the form for the
21 acknowledgment the items in s. 767.813 (5g).

22 **SECTION 6.** 69.22 (1) (a) of the statutes is amended to read:

23 69.22 (1) (a) Except as provided under par. (c), ~~\$7~~ \$20 for issuing one certified
24 copy of a vital record and ~~\$3~~ \$20 for any additional certified copy of the same vital
25 record issued at the same time.

information

RESTORE TO PLAIN
TEXT

1 SECTION 7. 69.22 (1) (b) of the statutes is amended to read:

2 69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified
3 copy of a vital record issued under s. 69.21 (2) (a) or (b) and \$20 for any additional
4 copy of the same vital record issued at the same time, or \$10 for verifying information
5 about the event submitted by a requester without issuance of a copy, \$7, and \$3 for
6 any additional copy of the same vital record issued at the same time. \$10 ✓

7 SECTION 8. 69.22 (1) (c) of the statutes is amended to read:

8 69.22 (1) (c) ~~Twelve~~ Twenty dollars for issuing an uncertified copy of a birth
9 certificate or a certified copy of a birth certificate, ~~\$7~~ \$19 of which shall be forwarded
10 to the secretary of administration as provided in sub. (1m) and credited to the
11 appropriations under s. 20.433 (1) (g) and (h); and ~~\$3~~ \$4 for issuing any additional
12 certified or uncertified copy of the same birth certificate issued at the same time.

13 SECTION 9. 69.22 (1) (cm) of the statutes is amended to read:

14 69.22 (1) (cm) ~~Ten~~ Twenty dollars for issuing one certified copy of a certificate
15 of birth resulting in stillbirth and ~~\$3~~ \$5 for any additional certified copy of the same
16 certificate issued at the same time. \$4 ✓

17 SECTION 10. 69.22 (1) (d) of the statutes is amended to read:

18 69.22 (1) (d) In addition to other fees under this subchapter, ~~\$10~~ \$20 for
19 expedited service in issuing a vital record.

20 SECTION 11. 69.22 (2) of the statutes is amended to read:

21 69.22 (2) The state registrar and any local registrar may charge ~~\$7~~ \$10 for a
22 search of vital records if the registrar finds no record. In addition to the ~~\$7~~ \$10, a
23 registrar may charge a fee to cover the costs of a search of vital records if the
24 requester provides no identifying information or identifying information which is
25 imprecise or inadequate.

1 SECTION 12. 69.22 (3m) of the statutes is created to read:

2 69.22 (3m) Except as provided in subs. (1) (c) and (d), (2), (3), and (4), a local
3 registrar that collects a fee under ~~this section~~ for a vital record, ~~other than a vital~~
4 ~~record relating to divorce or annulment~~, shall forward 66 percent of the fee collected
5 to the secretary of administration, to be credited to the appropriation account under
6 s. 20.435 (1) (gm).

INSERT 6-6v

7 SECTION 13. 69.22 (5) (a) of the statutes is repealed and recreated to read:

8 69.22 (5) (a) Twenty dollars for making changes under s. 69.15 (3) (b) 3. or (4m).

9 SECTION 14. 69.22 (5) (b) of the statutes is repealed and recreated to read:

10 69.22 (5) (b) Forty dollars for making a change under s. 69.11 (4), 69.12 (1), (3),
11 or (5), or 69.15 (3) (a) 3., (b) 1. or 2., or (4) (a).

12 SECTION 15. 69.22 (5) (bg) of the statutes is created to read:

13 69.22 (5) (bg) Forty dollars for impounding a vital record or creating or
14 registering a new vital record under s. 69.12 (4), 69.13, 69.14 (1) (h), or 69.15 (2), (3)
15 (a) 1. or 2., (3m), or (4) (b).

16 SECTION 16. 69.22 (5) (bj) of the statutes is created to read:

17 69.22 (5) (bj) Fifty dollars for the delayed filing of a vital record under s. 69.14
18 (2) (b) 5. or 6., 69.16 (2), or 69.19.

INSERT 6-18v

19 SECTION 9421. Effective dates; Health and Family Services.

20 (1) VITAL RECORDS FEE INCREASES. The treatment of sections 20.435 (1) (gm) and
21 (3) (ky), 69.12 (1), 69.13 (2) (d), 69.15 (3) (b) 1., 69.22 (1) (a), (b), (c), (cm), and (d) (2),
22 (3m), and (5) (a), (b), (bg), and (bj) of the statutes takes effect on the first day of the
23 3rd month beginning after the effective date of this subsection.

24 (END)

and (kz)

No ff

INSERT A

; from this appropriation account, DHFS must distribute \$1,000,000 in each fiscal year for domestic abuse services and \$125,000 in each fiscal year to Milwaukee County to organizations to provide gender-responsive alcohol and other drug abuse services and other services to drug dependent women with children. The bill also requires DHFS to transfer \$500,000 in each fiscal year from the program revenue appropriation account to an appropriation account for interagency and intra-agency local assistance; from this appropriation account, DHFS must distribute \$500,000 in each fiscal year for comprehensive early childhood initiatives in Dane County for low-income families.

No ff

INSERT 3-12 A

1 and shall transfer \$500,000 from this appropriation account to the
2 appropriation account under sub. (3) (kz)

INSERT 3-12B

3 ~~SECTION 20.435~~ (3) (bm) of the statutes is amended to read:
4 20.435 (3) (bm) *Services for children and families*. A sum sufficient, equal to
5 the amount determined under s. 77.63 (2), for grants to counties under s. 46.513 (1).

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

INSERT 3-18

6 ~~SECTION 20.435~~ (3) (kz) of the statutes is amended to read:
7 20.435 (3) (kz) *Interagency and intra-agency local assistance*. Except as
8 provided in par. (kw), all moneys received from other state agencies and all moneys
9 received by the department from the department for local assistance, including all
10 moneys transferred from sub. (1) (gm) and credited to this appropriation account, for
11 such purposes local assistance.

History: 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 300, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 363, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53;

1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327; 2005 a. 15, 22; 2005 a. 25 ss. 299 to 331, 2498 to 2500, 2510; 2005 a. 74, 107, 199, 228, 264, 388, 406, 434.

1 ~~SECTION 3.~~ 46.513 of the statutes is renumbered 46.513 (1).

2 ~~SECTION 4.~~ 46.513 (2) of the statutes is created to read:

3 46.513 (2) From the appropriation account under s. 20.435 (3) (ky), the
4 department shall distribute \$125,000 in each fiscal year in Milwaukee County to
5 organizations that provide gender-responsive alcohol and other drug abuse
6 treatment, case management, child and family services, and educational services to
7 drug dependent women with children.

8 ~~SECTION 5.~~ 46.513 (3) of the statutes is created to read:

9 46.513 (3) From the appropriation account under s. 20.435 (3) (kz), the
10 department shall distribute \$500,000 in each fiscal year for comprehensive early
11 childhood initiatives in Dane County that provide home visiting and employment
12 preparation and support for low-income families.

13 ~~SECTION 6.~~ 46.95 (2) (a) of the statutes is amended to read:

14 46.95 (2) (a) The secretary shall make grants from the appropriations accounts
15 under s. 20.435 (3) (cd) and (hh) ^{STEL ON} ~~and in each fiscal~~ ^{year} \$1,000,000 from the appropriation
16 account under s. 20.435 (3) (ky) to organizations for the provision of any of the
17 services specified in sub. (1) (d). Grants may be made to organizations which have
18 provided those domestic abuse services in the past or to organizations which propose
19 to provide those services in the future. No grant may be made to fund services for
20 child or unborn child abuse or abuse of elderly persons.

History: 1979 c. 111; 1979 c. 355 s. 241; 1981 c. 20 ss. 792c, 792m, 2202 (20) (s); 1983 a. 27 ss. 997m, 998, 2202 (20); 1983 a. 204; 1985 a. 29; 1987 a. 332, 399; 1989 a. 31; 1991 a. 39, 96; 1993 a. 16, 227, 246, 319, 491; 1995 a. 27 ss. 2337 to 2345, 9116 (5); 1997 a. 27, 292; 1999 a. 9, 162; 2005 a. 25, 278.

INSERT 6-6

21 ~~SECTION 7.~~ 69.22 (3m) of the statutes is created to read:

1 69.22 (3m) (a) Except as provided in par. (b), a local registrar that collects a fee
 2 under sub. (1) (a), (b), (c), or (cm) shall forward 66 percent of the increase in that fee,
 3 as affected by 2007 Wisconsin Act ... (this act) over the corresponding fee amount
 4 specified in ^{SEI}s.69.22 (1) (a), (b), (c), or (cm), 2005 stats., to the secretary of
 5 administration, to be credited to the appropriation account under s. 20.435 (1) (gm).

6 (b) A local registrar that collects a fee for issuing a certified or uncertified copy
 7 of a birth certificate under sub. (1) (c) shall forward to the secretary of
 8 administration, to be credited to the appropriation account under s. 20.435 (1) (gm),
 9 66 percent of the increase in that fee, as affected by 2007 Wisconsin Act ... (this act),
 10 that remains after \$10 is forwarded to the secretary of administration as provided
 11 in sub. (1m), over the corresponding fee amount specified in s. 69.22 (1) (c), 2005
 12 stats., that remained after \$7 was forwarded to the secretary of administration as
 13 provided in ^{s. 69.22}sub (1m), 2005 stats.

Change brackets to parens.

INSERT 6-18

~~SECTION 8~~ 77.63 (2) of the statutes is amended to read:

14 77.63 (2) Annually, by July 31, the department of revenue shall certify to the
 15 department of health and family services an amount equal to one-eleventh of the
 16 taxes collected under sub. (1) for grants to counties under s. 46.513 (1).
 17

History: 1999 a. 9.

18

STATE OF WISCONSIN - LEGISLATIVE REFERENCE BUREAU

LRB

Research (608-266-0341)

Library (608-266-7040)

Legal (608-266-3561)

LRB

1508/2 From Sue Jablonsky: Changes

✓ ✓ p. 6, l. 15 - 69.22 (1)(b) \$3 → ~~3~~^{\$10}✓ ✓ p. 6 l. 21 69.22 (1)(c) \$4 → \$20✓ ✓ p. 7 l. 2 69.22 (1)(cm) \$4 → \$20

✓ ✓ p. 3, l. 12 20.435 (1)(gm) 1,250,000

✓ ✓ p. 4, l. 12 46.513(2) 250,000

✓ ✓ p. 7, l. 15 69.22 (3m)(a) 60 percent
22 (b)



State of Wisconsin
2007 - 2008 LEGISLATURE

LRB-1508/23

DAK:kjf&wj:mwn

↑
↑
STAYS

D-NOTE

DOA:.....Jablonsky, BB0173 - Vital records fee changes

FOR 2007-09 BUDGET -- NOT READY FOR INTRODUCTION

Lps: Please
check autorefs.

and increases to
\$10 the fee for issuing
an additional copy of
the same vital
record at the
same time

DO NOT GEN

1 AN ACT relating to: the budget.

Analysis by the Legislative Reference Bureau

HEALTH AND HUMAN SERVICES

OTHER HEALTH AND HUMAN SERVICES

Currently, except for issuance of certain birth certificates, the state registrar or a local registrar must charge \$7 for issuing a certified or uncertified copy of a certificate of birth, death, divorce or annulment, or marriage (vital record) or for verifying information about the event without issuing a copy, and \$3 for issuing any additional copy of the same vital record at the same time. This bill increases to \$20 the fee for issuance of a certified or uncertified copy of certain vital records, increases to \$20 the fee for issuing an additional copy at the same time, and increases to \$10 the fee for verifying information about the event without issuing a copy.

Currently, the state registrar or a local registrar must charge \$12 for issuing either a certified copy or an uncertified copy of a birth certificate and \$3 for issuing, at the same time, any additional certified or uncertified copy of the same birth certificate. Of the \$12 charged, \$7 must be forwarded to the secretary of administration for deposit in program revenue appropriations for the Child Abuse and Neglect Prevention Board (CANPB), to be used for CANPB expenses, for certain statewide projects, for the Family Resource Center Grant Program, and for technical assistance to organizations. The bill increases the fee for issuance of a certified or uncertified copy of a birth certificate from \$12 to \$20, and increases, from \$7 to \$10, the amount that must be forwarded to the secretary of administration for deposit in

\$1,250,000

program revenue appropriation accounts of CANPB. The bill also increases the fee for issuance of an additional certified or uncertified birth certificate copy from \$3 to ~~\$4~~ ^{\$20}

Currently, the state registrar or a local registrar must charge \$10 for issuing one certified copy of a birth certificate for a birth resulting in stillbirth and \$3 for any additional certified copy of the same birth certificate; the bill changes these fees to \$20 and \$4, respectively, ^{each}

Currently, the state registrar or a local registrar must charge, in addition to other applicable fees, \$10 for expedited service in issuing a vital record; bill changes this fee to \$20.

Currently, the state registrar or a local registrar may charge \$7 to search vital records if the registrar finds no record and an additional \$7 if the requester provides no or little information. The bill increases to \$10 the fee to search vital records and the fee if the requester provides no or little information.

The bill requires local registrars to forward to the secretary of administration, for credit to a program revenue appropriation account within DHFS, ~~65~~ ⁶⁰ percent of all revenue generated by fee increases for issuance of copies of vital records, other than divorce records. From these moneys, the bill requires DHFS to transfer ~~\$1,125,000~~ ^{\$250,000} in each fiscal year from this program revenue appropriation account to an appropriation account for local assistance; from this appropriation account, DHFS must distribute \$1,000,000 in each fiscal year for domestic abuse services and ~~\$125,000~~ in each fiscal year to Milwaukee County to organizations to provide gender-responsive alcohol and other drug abuse services and other services to drug dependent women with children. The bill also requires DHFS to transfer \$500,000 in each fiscal year from the program revenue appropriation account to an appropriation account for interagency and intra-agency local assistance; from this appropriation account, DHFS must distribute \$500,000 in each fiscal year for comprehensive early childhood initiatives in Dane County for low-income families.

Currently, the state registrar must charge \$10 for making selected amendments to birth records without a court order, making court-ordered corrections to birth certificates, making any change in a birth certificate such as acknowledgment of paternity, and for making court-ordered name changes. The state registrar must charge \$20 for registering certain new or corrected vital records and \$25 for late registration of birth certificates. The bill changes these required fee amounts to the following:

1. Twenty dollars for amending birth records for voluntary acknowledgment of paternity and for a legal name change within 365 days after birth.
2. Forty dollars for selected amendments to birth records without a court order; court-ordered amendments to certain vital records; court-ordered adjudications of paternity or determinations of paternity after death; delayed acknowledgments of paternity; legal name changes; and impounding a vital record or creating and registering a new vital record under certain circumstances.
3. Fifty dollars for the delayed filing of certain birth, marriage, or death certificates.

plain → for transfer to the appropriation accounts under 20 2007 45 (1) (Kb) and (3) (Kb) ↑

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

as affected by 2007 Wisconsin Act... (this act) ↑
\$1,250,000

AUTOREFA

1 SECTION 1. 20.435 (1) (gm) of the statutes is amended to read:

2 20.435 (1) (gm) *Licensing, review and certifying activities; fees; supplies and*
3 *services.* The amounts in the schedule for the purposes specified in ss. 146.50 (8),
4 252.23, 252.24, 252.245, 254.176, 254.178, 254.179, 254.20 (5) and (8), 254.31 to
5 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) and ch. 69, for the purchase
6 and distribution of medical supplies and to analyze and provide data under s. 250.04.
7 All moneys received under ss. 69.22 (3m), 146.50 (5) (f) and (8) (d), 250.04 (3m),
8 252.23 (4) (a), 252.24 (4) (a), 252.245 (9), 254.176, 254.178, 254.181, 254.20 (5) and
9 (8), 254.31 to 254.39, 254.41, 254.47, 254.61 to 254.88, and 255.08 (2) (b) and ch. 69,
10 other than s. 69.22 (1m), and as reimbursement for medical supplies shall be credited
11 to this appropriation account. The department shall, in each fiscal year, transfer
12 \$1,125,000 from this appropriation account to the appropriation account under sub.
13 (3) (ky) and shall transfer \$500,000 from this appropriation account to the
14 appropriation account under sub. (3) (kz).

15 SECTION 2. 20.435 (3) (bm) of the statutes is amended to read:

16 20.435 (3) (bm) *Services for children and families.* A sum sufficient, equal to
17 the amount determined under s. 77.63 (2), for grants to counties under s. 46.513 (1).

18 SECTION 3. 20.435 (3) (ky) of the statutes is amended to read:

19 20.435 (3) (ky) *Interagency and intra-agency aids.* Except as provided in par.
20 (kw), all moneys received from other state agencies and all moneys received by the
21 department from the department for local assistance, including all moneys

AUTOREF B

*** NOTE: This is reconciled s. 20.435 (1) (gm) This section has been affected by drafts with the following LRB #s 0-1508/20 and -1676/20

AUTOREF
C

1 transferred from sub. (1) (gm) and credited to this appropriation account, for such
2 purposes local assistance.

3 **SECTION 4.** 20.435 (3) (kz) of the statutes is amended to read:

4 20.435 (3) (kz) *Interagency and intra-agency local assistance.* Except as
5 provided in par. (kw), all moneys received from other state agencies and all moneys
6 received by the department from the department for local assistance, including all
7 moneys transferred from sub. (1) (gm) and credited to this appropriation account, for
8 such purposes local assistance.

480543

\$250,000

9 ~~SECTION 5. 46.513 of the statutes is renumbered 46.513 (1).~~

10 ~~SECTION 6. 46.513 (2) of the statutes is created to read:~~

11 ~~46.513 (2)~~ From the appropriation account under s. 20.435 (3) (ky), the
12 department shall distribute ~~\$125,000~~ in each fiscal year in Milwaukee County to
13 organizations that provide gender-responsive alcohol and other drug abuse
14 treatment, case management, child and family services, and educational services to
15 drug dependent women with children.

16 ~~SECTION 7. 46.513 (3) of the statutes is created to read:~~

17 ~~46.513 (3)~~ From the appropriation account under s. 20.435 (3) (kz), the
18 department shall distribute \$500,000 in each fiscal year for comprehensive early
19 childhood initiatives in Dane County that provide home visiting and employment
20 preparation and support for low-income families.

21 **SECTION 8.** 46.95 (2) (a) of the statutes is amended to read:

22 46.95 (2) (a) The secretary shall make grants from the appropriations accounts
23 under s. 20.435 (3) (cd) and (hh) and in each fiscal year \$1,000,000 from the
24 appropriation account under s. 20.435 (3) (ky) to organizations for the provision of
25 any of the services specified in sub. (1) (d). Grants may be made to organizations

MOVE TO p. 5,
after l. 3

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MATERIAL FROM p. 4, ll. 10-20
GOES HERE

1 which have provided those domestic abuse services in the past or to organizations
2 which propose to provide those services in the future. No grant may be made to fund
3 services for child or unborn child abuse or abuse of elderly persons.

4 **SECTION 9.** 69.12 (1) of the statutes is amended to read:

5 69.12 (1) If the state registrar cannot make an amendment to a vital record
6 under s. 69.11 and a person with a direct and tangible interest in the vital record
7 alleges that information on the vital record does not represent the actual facts in
8 effect at the time the record was filed, the person may petition the circuit court of the
9 county in which the event which is the subject of the vital record is alleged to have
10 occurred. The petition shall be accompanied by a certified copy of the original vital
11 record. If the court finds that the petitioner has established the actual facts of the
12 event in effect when the record was filed, the clerk of court shall report the court's
13 determination to the state registrar on a form prescribed by the state registrar, along
14 with the fee required under s. 69.22 (5) (a)-2 (b). Upon receipt of the report, the state
15 registrar shall, if information as to the cause of death on an original certificate of
16 death is changed or if information on a marriage certificate concerning the identity
17 of a parent of a party to a marriage is changed, act under sub. (4), or shall change the
18 record under s. 69.11 (5) and send a notice of the change to the local registrar who
19 shall make the change in the record filed in his or her office. This subsection does
20 not apply to a name change prohibited under s. 301.47.

21 **SECTION 10.** 69.13 (2) (d) of the statutes is amended to read:

22 69.13 (2) (d) The fee specified under s. 69.22 (5) (b)-1 (bg).

23 **SECTION 11.** 69.15 (3) (b) 1. of the statutes is amended to read:

24 69.15 (3) (b) 1. Except as provided under par. (c), if the state registrar receives
25 a statement acknowledging paternity on a form prescribed by the state registrar and

**** This is reconciled 50485430 This section
has been affected by drafts with the following LRB #s:
0728/3, 1508/2, and 1261/20

SECTION 11

1 signed by both of the birth parents of a child determined to be a marital child under
2 s. 767.803, a certified copy of the parents' marriage certificate, and the fee required
3 under s. 69.22 (5) (b) ~~1.~~, the state registrar shall insert the name of the husband from
4 the marriage certificate as the father if the name of the father was omitted on the
5 original birth certificate. The state registrar shall include on the form for the
6 acknowledgment the items in s. 767.813 (5g).

7 **SECTION 12.** 69.22 (1) (a) of the statutes is amended to read:

8 69.22 (1) (a) Except as provided under par. (c), ~~\$7~~ \$20 for issuing one certified
9 copy of a vital record and ~~\$3~~ \$20 for any additional certified copy of the same vital
10 record issued at the same time.

11 **SECTION 13.** 69.22 (1) (b) of the statutes is amended to read:

12 69.22 (1) (b) Except as provided under par. (c), \$20 for issuing an uncertified
13 copy of a vital record issued under s. 69.21 (2) (a) or (b) and \$20 for any additional
14 copy of the same vital record issued at the same time, or \$10 for verifying information
15 about the event submitted by a requester without issuance of a copy, ~~\$7~~, and ~~\$3~~ for
16 any additional copy of the same vital record information issued at the same time.

17 **SECTION 14.** 69.22 (1) (c) of the statutes is amended to read:

18 69.22 (1) (c) ~~Twelve~~ Twenty dollars for issuing an uncertified copy of a birth
19 certificate or a certified copy of a birth certificate, ~~\$7~~ \$10 of which shall be forwarded
20 to the secretary of administration as provided in sub. (1m) and credited to the
21 appropriations under s. 20.433 (1) (g) and (h); and ~~\$3~~ \$4 for issuing any additional
22 certified or uncertified copy of the same birth certificate issued at the same time.

23 **SECTION 15.** 69.22 (1) (cm) of the statutes is amended to read:

\$20

1 69.22 (1) (cm) ~~Ten~~ Twenty dollars for issuing one certified copy of a certificate
2 of birth resulting in stillbirth and ~~\$3~~ \$4 for any additional certified copy of the same
3 certificate issued at the same time. \$20 ✓

4 **SECTION 16.** 69.22 (1) (d) of the statutes is amended to read:

5 69.22 (1) (d) In addition to other fees under this subchapter, ~~\$10~~ \$20 for
6 expedited service in issuing a vital record.

7 **SECTION 17.** 69.22 (2) of the statutes is amended to read:

8 69.22 (2) The state registrar and any local registrar may charge ~~\$7~~ \$10 for a
9 search of vital records if the registrar finds no record. In addition to the ~~\$7~~ \$10, a
10 registrar may charge a fee to cover the costs of a search of vital records if the
11 requester provides no identifying information or identifying information which is
12 imprecise or inadequate. 60 ✓

13 **SECTION 18.** 69.22 (3m) of the statutes is created to read:

14 69.22 (3m) (a) Except as provided in par. (b), a local registrar that collects a fee
15 under sub. (1) (a), (b), (c), or (cm) shall forward ~~66~~ 60 percent of the increase in that fee,
16 as affected by 2007 Wisconsin Act (this act), over the corresponding fee amount
17 specified in s. 69.22 (1) (a), (b), (c), or (cm), 2005 stats., to the secretary of
18 administration, to be credited to the appropriation account under s. 20.435 (1) (gm).

19 (b) A local registrar that collects a fee for issuing a certified or uncertified copy
20 of a birth certificate under sub. (1) (c) shall forward to the secretary of
21 administration, to be credited to the appropriation account under s. 20.435 (1) (gm),
22 ~~66~~ 60 percent of the increase in that fee, as affected by 2007 Wisconsin Act (this act),
23 that remains after \$10 is forwarded to the secretary of administration as provided
24 in sub. (1m), over the corresponding fee amount specified in s. 69.22 (1) (c), 2005

1 stats., that remained after \$7 was forwarded to the secretary of administration as
2 provided in s. 69.22 (1m), 2005 stats.

3 **SECTION 19.** 69.22 (5) (a) of the statutes is repealed and recreated to read:

4 69.22 (5) (a) Twenty dollars for making changes under s. 69.15 (3) (b) 3. or (4m).

5 **SECTION 20.** 69.22 (5) (b) of the statutes is repealed and recreated to read:

6 69.22 (5) (b) Forty dollars for making a change under s. 69.11 (4), 69.12 (1), (3),
7 or (5), or 69.15 (3) (a) 3., (b) 1. or 2., or (4) (a).

8 **SECTION 21.** 69.22 (5) (bg) of the statutes is created to read:

9 69.22 (5) (bg) Forty dollars for impounding a vital record or creating or
10 registering a new vital record under s. 69.12 (4), 69.13, 69.14 (1) (h), or 69.15 (2), (3)
11 (a) 1. or 2., (3m), or (4) (b).

12 **SECTION 22.** 69.22 (5) (bj) of the statutes is created to read:

13 69.22 (5) (bj) Fifty dollars for the delayed filing of a vital record under s. 69.14
14 (2) (b) 5. or 6., 69.16 (2), or 69.19.

15 **SECTION 23.** 77.63 (2) of the statutes is amended to read:

16 ⁻¹⁵⁰⁸
⁻¹²⁶¹
⁻⁰⁷²⁸ 77.63 (2) Annually, by July 31, the department of revenue shall certify to the
17 department of health and family services an amount equal to one-eleventh of the
18 taxes collected under sub. (1) for grants to counties under s. 46.513 (1).

(by SECTION AUTOREF A)

19 **SECTION 9421. Effective dates; Health and Family Services.**

20 (1) VITAL RECORDS FEE INCREASES. The treatment of sections 20.435 (1) (gm) and
21 (3) (ky), and (kz), 69.12 (1), 69.13 (2) (d), 69.15 (3) (b) 1., 69.22 (1) (a), (b), (c), (cm),
22 and (d), (2), (3m), and (5) (a), (b), (bg), and (bj) of the statutes takes effect on the first
23 day of the 3rd month beginning after the effective date of this subsection.

(END)

(by SECTION AUTOREF B)

(by SECTION AUTOREF C)

**** This is reconciled SECTION 9421 (*). This subsection has been affected by drafts with the following LRB #s: 1508/2-1676/2 and -1261/2

D-NOTE

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-1508/3dn
DAK:kjf&wj:nwn

To Sue Jablonsky:

This draft reconciles LRB 1261/2, LRB-1508/²~~3~~, and LRB-1676/2. LRB-1261, LRB-1508, and LRB-1676 should all continue to appear in the compiled bill.

This draft also incorporates changes to figures under ss. 20.435 (1) (gm) and 69.22 (1) (b), (c), and (cm) and (3m) (a) and (b), as you specified by phone. Because of a conflict with LRB-1676/2, this draft rennumbers the provisions originally created as 46.513 (2) and (3) to be s. 48.543 (1) and (2) and changes the dollar amount specified in s. 48.543

(2).

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DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU

LRB-1508/3dn
DAK:kjf&wj:rs

January 31, 2007

To Sue Jablonsky:

This draft reconciles LRB 1261/2, LRB-1508/2, and LRB-1676/2. LRB-1261, LRB-1508, and LRB-1676 should all continue to appear in the compiled bill.

This draft also incorporates changes to figures under ss. 20.435 (1) (gm) and 69.22 (1) (b), (c), and (cm) and (3m) (a) and (b), as you specified by phone. Because of a conflict with LRB-1676/2, this draft renumbers the provisions originally created as s. 46.513 (2) and (3) to be s. 48.543 (1) and (2) and changes the dollar amount specified in s. 48.543 (1).

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-1508

2/5/07

From Jim Johnston:

Change 48-543:

① "A total of" \$250,000

② Add: "and to orgs that provide services to aid youth in making the transition from foster care to independent living"